

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 14803

PERMIT 12094

LICENSE _____

**ORDER APPROVING A NEW DEVELOPMENT SCHEDULE
AND AMENDING THE PERMIT**

WHEREAS:

1. Permit 12094 was issued to County of Sutter on January 8, 1960 pursuant to Application 14803.
2. Permit 12094 was subsequently assigned to Feather Water District.
3. A petition for an extension of time within which to develop the project and apply the water to the proposed use has been filed with the State Water Resources Control Board (Board).
4. The permittee has proceeded with diligence and good cause has been shown for said extension of time.
5. Permit Condition 7 pertaining to the continuing authority of the Board should be updated to conform to Section 780(a), Title 23 of the California Code of Regulations.

NOW, THEREFORE, IT IS ORDERED THAT:

1. Condition 5 of the permit be amended to read:

COMPLETE APPLICATION OF THE
WATER TO THE PROPOSED USE
SHALL BE MADE ON OR BEFORE

December 31, 1999

(0000009)

2. Condition 7 of the permit be amended to read:

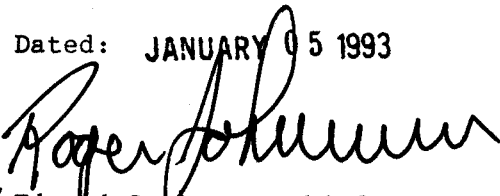
Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

Permit 12094 (Application 14803)

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust. (0000012)

Dated: JANUARY 05 1993


61 Edward C. Anton, Chief
Division of Water Rights

P12094

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 14803

PERMIT 12094

LICENSE _____

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE,
POINTS OF DIVERSION, PLACE OF USE AND
ADDING AND AMENDING PERMIT TERMS

WHEREAS:

1. A PETITION FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT AND APPLY THE WATER TO THE PROPOSED USE AND A PETITION TO CHANGE THE POINT OF DIVERSION ON THE FEATHER RIVER AND PLACE OF USE; HAVE BEEN FILED WITH THE STATE WATER RESOURCES CONTROL BOARD.
2. THE PERMITTEE HAS PROCEEDED WITH DILIGENCE AND GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME AND FOR THE SAID CHANGES.
3. THE BOARD HAS DETERMINED THAT THE PETITIONED CHANGES DO NOT CONSTITUTE THE INITIATION OF A NEW RIGHT NOR OPERATE TO THE INJURY OF ANY OTHER LAWFUL USER OF WATER.

NOW, THEREFORE, IT IS ORDERED THAT:

1. PARAGRAPH 5 OF THE PERMIT IS AMENDED TO READ AS FOLLOWS:

COMPLETE APPLICATION OF THE
WATER TO THE PROPOSED USE
SHALL BE MADE ON OR BEFORE

DECEMBER 1, 1991

2. THE POINT OF DIVERSION UNDER THIS PERMIT BE CHANGED TO POINTS OF DIVERSION DESCRIBED AS FOLLOWS:

1. NORTH 1,800 FEET AND EAST 4,304 FEET FROM S1/4 CORNER OF FRACTIONAL SECTION 22, T14N, R3E, MDB&M, BEING WITHIN NE1/4 OF SW1/4 OF PROJECTED SECTION 23, T14N, R3E, MDB&M.
2. NORTH 1,481 FEET AND EAST 4,464 FEET FROM S1/4 CORNER OF FRACTIONAL SECTION 11, T13N, R3E, MDB&M, BEING WITHIN NE1/4 OF SW1/4 OF PROJECTED SECTION 12, T13N, R3E, MDB&M.

3. THE PLACE OF USE UNDER THIS PERMIT BE CHANGED TO A PLACE OF USE DESCRIBED AS FOLLOWS:

7,985 ACRES NET WITHIN A GROSS AREA OF 9,850 ACRES WITHIN T13N, R3E, MDB&M AND WITHIN T14N, R3E, MDB&M AS SHOWN ON MAP FILED WITH THE STATE WATER RESOURCES CONTROL BOARD.

4. PARAGRAPH 9 IS ADDED TO THIS PERMIT AS FOLLOWS:

THE TOTAL ANNUAL DIVERSION AND USE ALLOWED UNDER THIS PERMIT SHALL NOT EXCEED 39,125 ACRE-FEET PER ANNUM.

5. PARAGRAPH 7 OF THIS PERMIT IS DELETED. A NEW PARAGRAPH 7 IS ADDED AS FOLLOWS:

PURSUANT TO CALIFORNIA WATER CODE SECTIONS 100 AND 275, ALL RIGHTS AND PRIVILEGES UNDER THIS PERMIT AND UNDER ANY LICENSE ISSUED PURSUANT THERETO, INCLUDING METHOD OF DIVERSION, METHOD OF USE, AND QUANTITY OF WATER DIVERTED, ARE SUBJECT TO THE CONTINUING AUTHORITY OF THE STATE WATER RESOURCES CONTROL BOARD IN ACCORDANCE WITH LAW AND IN THE INTEREST OF THE PUBLIC WELFARE TO PREVENT WASTE, UNREASONABLE USE, UNREASONABLE METHOD OF USE, OR UNREASONABLE METHOD OF DIVERSION OF SAID WATER.

THE CONTINUING AUTHORITY OF THE BOARD MAY BE EXERCISED BY IMPOSING SPECIFIC REQUIREMENTS OVER AND ABOVE THOSE CONTAINED IN THIS PERMIT WITH A VIEW TO MINIMIZING WASTE OF WATER AND TO MEETING THE REASONABLE WATER REQUIREMENTS OF PERMITTEE WITHOUT UNREASONABLE DRAFT ON THE SOURCE. PERMITTEE MAY BE REQUIRED TO IMPLEMENT SUCH PROGRAMS AS (1) REUSING OR RECLAIMING THE WATER ALLOCATED; (2) USING WATER RECLAIMED BY ANOTHER ENTITY INSTEAD OF ALL OR PART OF THE WATER ALLOCATED; (3) RESTRICTING DIVERSIONS SO AS TO ELIMINATE AGRICULTURAL TAILWATER OR TO REDUCE RETURN FLOW; (4) SUPPRESSING EVAPORATION LOSSES FROM WATER SURFACES; (5) CONTROLLING PHREATOPHYTIC GROWTH; AND (6) INSTALLING, MAINTAINING, AND OPERATING EFFICIENT WATER MEASURING DEVICES TO ASSURE COMPLIANCE WITH THE QUANTITY LIMITATIONS OF THIS PERMIT AND TO DETERMINE ACCURATELY WATER USE AS AGAINST REASONABLE WATER REQUIREMENTS FOR THE AUTHORIZED PROJECT. NO ACTION WILL BE TAKEN PURSUANT TO THIS PARAGRAPH UNLESS THE BOARD DETERMINES, AFTER NOTICE TO AFFECTED PARTIES AND OPPORTUNITY FOR HEARING, THAT SUCH SPECIFIC REQUIREMENTS ARE PHYSICALLY AND FINANCIALLY FEASIBLE AND ARE APPROPRIATE TO THE PARTICULAR SITUATION.

(0000012)

6. PARAGRAPH 10 IS ADDED TO THIS PERMIT AS FOLLOWS:

THE QUANTITY OF WATER DIVERTED UNDER THIS PERMIT AND UNDER ANY LICENSE ISSUED PURSUANT THERETO IS SUBJECT TO MODIFICATION BY THE STATE WATER RESOURCES CONTROL BOARD IF, AFTER NOTICE TO THE PERMITTEE AND AN OPPORTUNITY FOR HEARING, THE BOARD FINDS THAT SUCH MODIFICATION IS NECESSARY TO MEET WATER QUALITY OBJECTIVES IN WATER QUALITY CONTROL PLANS WHICH HAVE BEEN OR HEREAFTER MAY BE ESTABLISHED OR MODIFIED PURSUANT TO DIVISION 7 OF THE WATER CODE. NO ACTION WILL BE TAKEN PURSUANT TO THIS PARAGRAPH UNLESS THE BOARD FINDS THAT (1) ADEQUATE WASTE DISCHARGE REQUIREMENTS HAVE BEEN PRESCRIBED AND ARE IN EFFECT WITH RESPECT TO ALL WASTE DISCHARGES WHICH HAVE ANY SUBSTANTIAL EFFECT UPON WATER QUALITY IN THE AREA INVOLVED, AND (2) THE WATER QUALITY OBJECTIVES CANNOT BE ACHIEVED SOLELY THROUGH THE CONTROL OF WASTE DISCHARGES.

(0000013)

7. PARAGRAPH 11 IS ADDED TO THIS PERMIT AS FOLLOWS:

THE STATE WATER RESOURCES CONTROL BOARD, UNDER ITS AUTHORITY TO CONSERVE THE PUBLIC INTEREST, RETAINS CONTINUING AUTHORITY OVER THIS PERMIT TO REQUIRE PERMITTEE TO DEVELOP AND IMPLEMENT A WATER CONSERVATION PROGRAM, AFTER NOTICE AND OPPORTUNITY FOR HEARING. THE REQUIREMENTS OF THIS TERM MAY BE SATISFIED BY PERMITTEE'S COMPLIANCE WITH ANY COMPREHENSIVE WATER CONSERVATION PROGRAM, APPROVED BY THE STATE WATER RESOURCES CONTROL BOARD, WHICH MAY BE IMPOSED BY A PUBLIC AGENCY.

(0000029)

DATED: JULY 2 1981

Raymond Walsh

RAYMOND WALSH, CHIEF
DIVISION OF WATER RIGHTS

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
ROOM 1140, RESOURCES BUILDING
1416 NINTH STREET • SACRAMENTO 95814



ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

APPLICATION 14803

PERMIT 12094

THE STATE WATER RESOURCES CONTROL BOARD HAVING DETERMINED THAT
GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP
THE PROJECT PROPOSED UNDER PERMIT 12094; AND HAVING DIRECTED THAT THIS
ORDER BE ISSUED;

NOW THEREFORE IT IS ORDERED THAT A NEW DEVELOPMENT SCHEDULE BE
AND THE SAME IS HEREBY APPROVED AS FOLLOWS:

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL
BE COMPLETED ON OR BEFORE

DECEMBER 1, 1972

DATED: **AUG 6 1970**

K. L. Woodward
K. L. WOODWARD, CHIEF
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 14803

PERMIT 12094

LICENSE _____

ORDER GRANTING EXTENSIONS OF TIME WITHIN WHICH TO
COMMENCE CONSTRUCTION WORK, COMPLETE CONSTRUCTION WORK,
AND COMPLETE BENEFICIAL USE

The State Water Rights Board having determined that good cause has been shown for extensions of time within which to commence construction work, complete construction work and complete application of water to the proposed use under Permit 12094 ; said Board having approved such extensions and having directed that this order be issued;

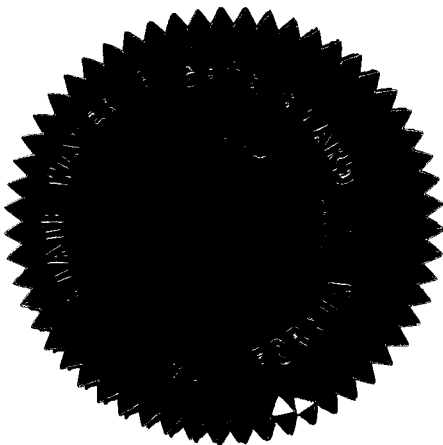
NOW THEREFORE IT IS ORDERED that extensions of time be and the same are hereby granted as follows:

Within which to commence construction work - December 1, 1963

Within which to complete construction work - December 1, 1965

Within which to apply the water to complete
beneficial use - December 1, 1968

WITNESS my hand and the seal of the State Water Rights Board
this 16th day of May, 1960.



L. K. Hill
L. K. Hill
Executive Officer

1. Note the terms and conditions of this permit. Construction work must be prosecuted, and the water applied to the beneficial uses intended with due diligence. Annual reports of progress will be expected from you upon forms which will be furnished for the purpose. When the water has been fully applied to the beneficial uses intended the Water Code requires that you notify the State Water Rights Board thereof.
2. Neither this application nor the permit is a water right, but if the terms and conditions of the permit are observed a water right can be obtained through beneficial use of the water—the extent of the right to be determined by a field inspection which will be made by a representative of the State Water Rights Board.
3. No change in point of diversion, or place of use or character of use, can be made under this application and permit without the approval of the State Water Rights Board.
4. If the rights under this permit are assigned immediate notice to that effect with the name and address of the new owner should be forwarded to the State Water Rights Board, Sacramento, California.
5. Please advise immediately of any change of address. Until otherwise advised communications will be sent to the address used in the letter transmitting this permit.

[For full information concerning the filling out of this form refer to
Article 4 of Rules and Regulations Pertaining to Appropriation of Water]

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

Application No. 14803 Filed May 12, 1952 at 10:33 A.M.
(Applicant must not fill in the above blanks)

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

I, County of Sutter Notice of Assignment (Over)
Name of applicant
of Yuba City County of Sutter
Address
State of California, do hereby make application for a permit to appropriate the
following described unappropriated waters of the State of California, **SUBJECT TO VESTED RIGHTS:**

Source, Amount, Use and Location of Diversion Works

1. The source of the proposed appropriation is Feather River
Give name of stream, lake, etc., if named; if unnamed state nature of source and that it is unnamed
located in Sutter County, tributary to Sacramento River

2. The amount of water which applicant desires to appropriate under this application is as follows:

(a) For diversion to be directly applied to beneficial use 130 cubic feet per
1 cubic foot per second equals 40 statute miner's inches or 646,317 gallons per day
second, to be diverted from January 1 to December 31 of each year.
Beginning date Closing date

(b) For diversion to be stored and later applied to beneficial use _____ acre-feet
1 acre-foot equals 325,851 gallons
per annum, to be collected between _____ and _____ of each season.
Beginning date Closing date

NOTE.—Answer (a) or (b) or both (a) and (b) as may be necessary. If amount under (a) is less than .025 cubic foot per second, state in gallons per day. Neither the amount nor the season may be increased after application is filed. If underground storage is proposed a special supplemental form will be supplied by the State Water Rights Board upon request.

3. The use to which the water is to be applied is irrigation and domestic
Domestic, irrigation, power, municipal, mining, industrial, recreational
_____ purposes.

4. The point of diversion is to be located north 180 feet and west 500 feet from SE corner of
State bearing and distance or coordinate distances from section or quarter section corner
projected Section 35, T14N, R3E, MDB&M,

being within the SE $\frac{1}{4}$ of SE $\frac{1}{4}$
State 40-acre subdivision of public land survey or projection thereof
projected
of/Section 35, T. 14N, R. 3E, M.D. B. & M., in the County of Sutter
NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1, T14N, R2E, MDB&M and
5. The main conduit terminates in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 13, T. 14N, R. 3E, M.D.B. & M.
State 40-acre subdivision of U. S. Government survey or projection thereof

Description of Diversion Works

NOTE.—An application cannot be approved for an amount grossly in excess of the estimated capacity of the diversion works.

6. Intake or Headworks (fill only those blanks which apply)

(a) Diversion will be made by pumping from unobstructed channel
Pump, offset well, unobstructed channel, etc.

(b) Diversion will be by gravity, the diverting dam being _____ feet in height (stream bed to
level of overflow); _____ feet long on top; and constructed of _____
Concrete, earth, brush, etc.

(c) The storage dam will be _____ feet in height (stream bed to overflow level); _____ feet
long on top; have a freeboard of _____ feet, and be constructed of _____
Concrete, earth, etc.

7. Storage Reservoir _____
Name

The storage reservoir will flood lands in _____
Indicate section or sections, also 40-acre subdivisions unless shown upon map

It will have a surface area of _____ acres, and a capacity of _____ acre-feet.
In case of insufficient space for answers in form, attach extra sheets at top of page 3 and cross reference.

8. Conduit System (describe main conduits only)

(s) Canal, ditch, flume: Width on top (at water line) 20.0 feet; width at bottom feet; depth of water 4.0 feet; length 10,000 feet; grade 0.25 feet per 1,000 feet; materials of construction earth, concrete lined
Earth, rock, timber, etc.
(b) Pipe line: Diameter 36 inches; length 15,500 feet; grade 1.61 feet per 1,000 feet; total ^{fall} lift from intake to outlet 25.0 feet; kind concrete
Riveted steel, concrete, wood-stave, etc.

NOTE.—If a combination of different sizes or kinds of conduit is to be used, attach extra sheets with complete description, also show location of each clearly on map.

9. The estimated capacity of the diversion conduit or pumping plant proposed is 150 cubic feet per second
State cubic feet per second or gallons per minute

The estimated cost of the diversion works proposed is \$750,000.00
Give only cost of intake, or headworks, pumps, storage reservoirs and main conduits described herein

Completion Schedule

10. Construction work will begin on or before April 1, 1956.
Construction work will be completed on or before December 1, 1956.
The water will be completely applied to the proposed use on or before December 1, 1957.

Description of Proposed Use

11. Place of Use. 8679.89 acres gross, 8480.88 acres net irrigable within T14N, R2E, M.D.B.&M., T14N, R3E, M.D.B.&M., T13N, R3E, M.D.B.&M., T13N, R2E, M.D.B.&M., as
State 40-acre subdivisions of the public land survey. If area is unsurveyed indicate the location as if lines of the public land survey were projected. In the case of irrigation use state the number of acres to be irrigated in each 40-acre tract, if space permits. If space does not permit listing of all 40-acre tracts, describe area in a general way and show detail upon map.

Do(es) applicant(s) own the land whereon use of water will be made? No Jointly?
Yes or No Yes or No

Contemplated Public District will be formed.

If applicant does not own land whereon use of water will be made, give name and address of owner and state what arrangements have been made with him.

12. Other Rights. Describe all rights except those on file with the State Water Rights Board under which water is served to the above named lands.

Nature of Right (riparian, appropriative, purchased water, etc.)	Year of First Use	Use made in recent years including amount if known	Season of Use	Source of Other Supply
1. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
2. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
3. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
4. <u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

Attach supplement at top of page 3 if necessary.

13. Irrigation Use. The area to be irrigated is 8480.88 acres.
State net acreage to be irrigated

The segregation of acreage as to crops is as follows: Rice 2000 acres; alfalfa 1500 acres;
orchard 1320 acres; general crops 3660.88 acres; pasture acres.

NOTE.—Care should be taken that the various statements as to acreage are consistent with each other, with the statement in Paragraph 11, and with the map.

The irrigation season will begin about March 1 and end about November 1
Beginning date Closing date

14. Power Use. The total fall to be utilized is feet.
Difference between nozzle or draft tube water level and first free water surface above

The maximum amount of water to be used through the penstock is cubic feet per second.

The maximum theoretical horsepower capable of being generated by the works is horsepower.
Second feet X fall ÷ 5.5

The use to which the power is to be applied is
For distribution and sale or private use, etc.

The nature of the works by means of which power is to be developed is
Turbine, Pelton wheel, etc.

The size of the nozzle to be used is inches.

The water will be returned to in of
will not Name stream State 40-acre subdivision

Sec. , T. , R. , B. & M.

15. Municipal Use. This application is made for the purpose of serving _____
Name city or cities, town or towns. Urban areas only

_____ having a present population of _____

The estimated average daily consumption during the month of maximum use at the end of each five-year period until the full amount applied for is put to beneficial use is as follows:

16. Mining Use. The name of the mining property to be served is _____

Name of claim

_____ and the nature of the mines is _____

Gold placer, quartz, etc.

The method of utilizing the water is _____

It is estimated that the ultimate water requirement for this project will be _____

Cubic feet per second, gallons per minute. State basis of estimate

The water ☐ will be polluted by chemicals or otherwise
☐ will not

Explain nature of pollution, if any

and it ☐ will be returned to _____
☐ will not

Name stream

in _____

State 40-acre subdivision

of _____

Sec. _____, T. _____, R. _____, B. & M. _____

17. Other Uses. The nature of the use proposed is _____

Industrial, recreational, domestic, stockwatering, fish culture, etc.

State basis of determination of amount needed. _____

Number of persons, residences, area of domestic lawns and gardens, number and kind of stock, type

Industrial use, and unit requirements.

General

18. Are the maps as required by the Rules and Regulations filed with Application? ☒ Yes ☐ No. If not, _____
Yes or No

state specifically the time required for filing same _____

19. Does the applicant own the land at the proposed point of diversion? ☐ No ☐ Yes. If not, give name and _____
Yes or No

address of owner and state what steps have been taken to secure right of access thereto C. E. Sullivan and

M. Sullivan, Route 3, Yuba City, California. Will secure by purchase or condemnation.

20. What is the name of the post office most used by those living near the proposed point of diversion?

Yuba City

21. What are the names and addresses of claimants of water from the source of supply below the proposed point of diversion? Garden Mutual Water Company, Route 3, Yuba City, Calif., c/o Jennie Tweedy, Sec.

Tom Richards, c/o Bercut & Richards Cannery, Sacramento, Calif.; Grover Shannon,

Route 3, Yuba City, Calif.; Farm Land Investment Co., Marysville, Calif.; Morris Schreiber

and son, Nicolaus, Calif.; See Sacramento-San Joaquin Water Supervision for further
diverters.

[SIGNATURE OF APPLICANT] /s/ Harold W. Moore

Chairman-Sutter County Board of Supervisors

PERMIT No. 12041

This is to certify that the application of which the foregoing is a true and correct copy has been considered and approved by the State Water Rights Board SUBJECT TO VESTED RIGHTS and the following limitations and conditions:

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed one hundred thirty (130) cubic feet per second to be diverted from January 1 to December 31 of each year.

3/26/59 RECEIVED NOTICE OF ASSIGNMENT TO Feather Water District

2. The maximum amount herein stated may be reduced in the license if investigation so warrants. (b)(7)(C)

3. Actual construction work shall begin on or before June 1, 1960, and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked. (b)(7)(C)

4. Said construction work shall be completed on or before December 1, 1962. (b)(7)(C)

5. Complete application of the water to the proposed use shall be made on or before December 1, 1965. (b)(7)(C)

6. Progress reports shall be filed promptly by permittee on forms which will be provided annually by the State Water Rights Board until license is issued. (b)(7)(C)

7. All rights and privileges under this permit including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water. (b)(7)(C)

8. No water shall be diverted under this permit until an agreement has been consummated between the permittee and the United States providing for a concurrent exchange of water from the Central Valley Project for water diverted under this permit to the extent necessary to supply the prior rights of the Sacramento River and Sacramento-San Joaquin delta users. (b)(7)(C)

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: JAN 8 1960

STATE WATER RIGHTS BOARD

L. K. Hill
L. K. Hill
Executive Officer

